IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE ANTONY DOMINIC

FRIDAY, THE 14TH SEPTEMBER 2007 / 23RD BHADRA 1929

WP(C).No. 21896 of 2007(F)

PETITIONER:

O.PRADEEPAN, GEETHA NIVAS,
VENGAD, KANNUR.

BY ADV. SRI.P.DEEPAK

RESPONDENTS:
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1. THE REGIONAL TRANSPORT AUTHORITY,
VATAKARA.

2. THE SECRETARY,
REGIONAL TRANSPORT AUTHORITY,
VATAKARA.

BY GOVT. PLEADER SRI. I.V.PRAMOD

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 14/09/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

WPC NO 21896/07

APPENDIX

PETITIONER'S EXHIBITS:

EXT.P1. COPY OF PROCEEDINGS OF THE RTA, VATAKARA DT. 5.7.07

EXT.P2. COPY OF JUDGMENT DT. 30.3.07 IN WPC NO. 32146/06 & CONN. CASES.

/TRUE COPY/

PA TO JUDGE.

ANTONY DOMINIC, J.

W.P.(C). NO. 21896 OF 2007

Dated this the 14th day of September, 2007

J U D G M E N T

The petitioner is aggrieved by Ext.P1 proceedings of the RTA by which his request for concurrence for renewal as an ordinary service has been rejected on the ground that the route length exceeds 140 kilometers. By virtue of Rule 2(oa), ordinary service cannot extend more than 140 kilometers. Petitioner's contention is that in view of Ext.P2 judgment the same requires reconsideration. By Ext.P2 judgment a learned Single Judge of this court held that in such cases, the application can be considered for higher class of services. In the above circumstances, I direct that if the petitioner moves an application in that regard, the RTA shall consider whether the petitioner can be granted concurrence for renewal for a higher class of service in accordance with Ext.P2 judgment.

The writ petition is disposed of as above.

ANTONY DOMINIC, JUDGE

vps

ANTONY DOMINIC, JUDGE

OP NO.16383/98

JUDGMENT

5TH SEPTEMBER, 2007